IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY EIGHTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 10060 of 1997

Between:

M.Satagopala Charyulu, S/o.Srinivasa Charyulu,

Aged about 67 years, R/o.2-2-1164/14/A, Tilaknagar

..... PETITIONER

AND

1. The Government of A.P. rep. By its Secretary

to Education, Hyderabad

2. The Director of School Education, Government of A.P.,

Hyderabad

3. The Director of Higher Education, Government of A.P.,

Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly a writ in the nature of Mandamus declaring the action of the respondents in not implementing the order passed by the A.P. Administrative Tribunal in P.R.No.631 of 1983, dated 22.4.1983 is arbitrary, illegal and violative of Articles 14, 16, 21 and 300A of constitution of India and consequently direct them to implement the same forthwith.

Counsel for the Petitioner: MR.S.ASHOK ANAND KUMAR

Counsel for the Respondents : None

The Court made the following :

ORAL ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the respondents in not implementing the order, dated 22.4.1983 passed by the A.P. Administrative Tribunal in R.P.No.631 of 1983 as arbitrary and illegal.

This Court cannot be an executing Court for the orders passed by the Administrative Tribunal. If the orders of the Administrative Tribunal have not been implemented, the remedy is otherwise. Therefore, the writ petition is devoid of merit.

In the result, the writ petition is dismissed. However, this order does not preclude the petitioner from having recourse to the remedies available under law. There shall be no order as to costs.

(K.C. BHANU, J.)

28th January, 2005.

bcj

To

1. The Secretary to Education, The Government of A.P. Hyderabad

2. The Director of School Education, Government of A.P.,

Hyderabad

3. The Director of Higher Education, Government of A.P., Hyderabad

4. Two C.D. copies